

**TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE**



**FISCAL NOTE**

**HB 256 - SB 1040**

February 19, 2013

**SUMMARY OF BILL:** Authorizes courts to assess costs required to abate or manage public nuisances, including but not limited to, costs incurred by law enforcement to remedy environmental conditions caused by the public nuisance, when issuing an order of abatement. The affected governmental entity will submit an estimate to the court for costs incurred.

**ESTIMATED FISCAL IMPACT:**

**Increase Local Revenue – Exceeds \$1,000**

Assumptions:

- According to the Administrative Office of the Courts (AOC), permitting the court to include assessment of costs when issuing an abatement order will not fiscally impact the courts.
- No other fiscal impact to state government.
- According to County Technical Assistance Service (CTAS) and Municipal Technical Advisory Service (MTAS), this bill would authorize local government to recover costs associated with abating nuisances.
- The fiscal impact of this bill to local governments is dependent upon multiple unknown variables, including but not limited to, the number of abatements for nuisances issued by courts statewide, the extent of current local government expenditures for abating nuisances, the amount of costs that will be recovered under this bill, and the timing of any costs recovered. Given the extent of unknown variables, a precise fiscal impact to local governments cannot be determined. However, the recurring increase in local government revenue is reasonably estimated exceed \$1,000.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "Lucian D. Geise".

Lucian D. Geise, Executive Director

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